IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

**ORDER**
IN
**S.B. Civil Second Appeal No.330/1999**

State of Rajasthan & Another
...defendant-appellants
Versus
Girraj Prasad Gautam S/o Shri Hazari Lal
...plaintiff-respondent

**Date of Order ::: 16.10.2006**

Present
**Hon'ble Mr. Justice Narendra Kumar Jain**

Mrs. Nirmala Sharma, Addl. G.A., for defendant-appellants

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**By the Court**:-

Heard learned counsel for the defendant-appellants.

The plaintiff-respondent filed a suit for permanent injunction in the lower court, which was decreed. The appeal filed by the defendant-appellants was dismissed by the learned first appellate court affirming the judgment and decree passed by the lower court. The controversial issues involved in the present case are relating to the question of fact and there is concurrent finding of fact by both the courts below, which cannot be interfered with by this Court in second appeal under Section 100 of the C.P.C.

No substantial question of law is involved in this second appeal and the same is dismissed in limine.

**(Narendra Kumar Jain) J.**

//Jaiman//